RUSSIANS LOST

Arrival of Part of the Port Ar- Two Questions For the Deterthur Garrison at Dalny.

GO TO JAPAN AS PRISONERS NATURE OF THE COMMERCE

MEN SHOW TRACES OF TERRI- AGREEMENT WHICH CONSTI-BLE EXPERIENCE.

Pathetic Scene. The long procession of the remnants of he gallant Russian garrison was a pa-hetic spectacle. The first arrivals at hanglingtzu were four droskies, drawh y sorry-looking horses. They contained he staff officers who had refused to give

regarded with curiosity.

The men looked to be well fed, but their faces, like those of the officers, indicated the awful physical strain they had undergone. The officers were clean and well-clothed, but the men were clad in dirty-looking sheepskin coats and appeared to be resigned and g-ad that the end had come.

Animals Were Lean.

The horses drawing the transport carts were staggering with fatigue, though the loads were small. They were tied to the carts and led by orderlies. In the procession were many lean-looking pet dogs belonging to the officers. elonging to the officers. In many cases officers refused to wear heir swords but had them carried beind them by orderlies. The officers satted the European and American correpondents with the Japanese army and ppeared to be both pleased and astonated at seeing Europeans and Americans here.

Japs Were Kind.

The prisoners were kind.

The prisoners were treated with the createst respect and kindness, though hey were regarded with much natural puriosity. The soldiers were given food, agarettes and beer, and the correspondint of the Associated Press even saw apanese soldiers voluntarily carrying he effects of the prisoners when they were overcome by fatigue.

The railway has been repaired and the lauge changed almost to the city of Port withur, into which trains will editer in a arthur, into which trains will enter in a ephone and telegraph lines have completed to the city, and already nese engineers are surveying the de-ed forts of the eatsern fortified

TO CURE A COLD IN ONE DAY Take Laxative Bromo Quinine Tablets. All druggists refund the money if it fails to cure. E. W. Grove's signature

NO INDICTMENTS IN DODGE-MORSE CASE

New York, Jan. 9.—Although no indictions were found today by the grandary in the Dodze-Morse marital entancement, it was said that information of uch a nature had been laid before that ody that, when its report is finally made errosns hitherto only mentioned in an inject way will have been directly concepted with the case. The private books f Charles W. Morse, it was said, had een examined by the grand jury and the noting in the books nave given District torney Jerome additional clues on chich to work. Besides Morse's private books, his stenographer and bookkeeper iso were examined by the grand ury, ut it is not known to what they testified.

EX-SENATOR CARTER'S CHANCES ARE GOOD

f a secutor until the two houses have oted separately on the subject. Former enator Lee Mantle and William Lindsay re mentioned as candidates.

W. L. Frank and W. G. Conrad are the rominent Democratic candidates.

RECEIVER DIDN'T KNOW.

Cleveland O. Jan. 9.—Clerk of Customs each today served formal notice on Nathan Loeser, receiver for Mrs. Chadwick, that if he had in his possession any mported diamonds or jewels as a part of the assets of Mrs. Chadwick, upon which duty has not been paid, the same should at once be turned over to the colector of customs. Mr. Loeser replied hat he had no means of knowing whether in not the duty had been paid, and in he absence of proof he could take no tection.

VETOED BY ROOSEVELT.

Boise, Ida., Jan. 9.—The Idaho presidential electors met at the governor's office to noon today and east the three votes of the state for Theodore Roosevelt for resident and Charles W. Fairbanks for ice-president. H. W. Kiefer was selected to carry the vote to the national capital.

Modern Plumbing
At moderate prices. George G. Doyle &
Co., 211 State street. 'Phone 182.

The Greatest Embroidery Sale. Buy whole pieces-4½ yards-for close to price of just one yard. Counters freshened with new lots. Come today. WALKER'S STORE.

Salt Lake City Directory, 1905. The regular canvass for R. L. Polk & Co.'s City Directory for 1905 is now

on, and the work will be pushed to completion as rapidly as possible. Advertisers desiring space in this well known and reliable publication should secure same at an early date.

W. P. COOPER, Sec'y and Mgr.,
Bell Tel. 904 K. 617-620 Dooly Bldg.

All Muslin Underwear-Twenty Per Cent Off Regular Price. Fresh new garments in thousands Little prices to big, all have 20 per cent taken off regular.

MOODY ARGUES 10.000 KILLED BEEF TRUST CASE

mination of the Court.

TUTES MONOPOLY.

Tokio, Jan. 9.—In well-informed circles it is estimated that the original garrison of Port Arthur numbered about 38,000 to 49,000 men, including sallors. The killed, those who died of sickness and the missing are placed at over 10,000.

Headquarters of the Japanese Third Army at Port Arthur, Jan. 8.—Via Yinkow and Tientsin.—Five thousand men of the Russian garrison at Port Arthur were marched from the village of Yahutsui, on the shores of Pigeon bay, ror 7. Eeen miles to the railway station at Changlingtau, this afternoon. The first detachment arrived at Changlingtau at 3 o'clock and the other detachments followed soon after. Each detachment was accompanied by six loaded transport carts.

The Russians during the night will be taken on special trans of open trucks to Dalny, and, there they will immediately embark for Japan on transports now waiting in that port.

Pathetic Scene.

agreements constitute a monopoly or any part of it.

Mr. Moody said it appears clearly in the petition that there were three main subjects upon which the defendants entered into an agreement.

Taking up the agreement alleged in paragraph 6 of the petition, Mr. Moody said that eliminating all the statements by which the pleader characterized the purpose and effect of the agreement the following state of facts is clearly shown:

snowing the result of the mental and physical strain they had undergone during the long defense.

Officers Resentful.

As the Japanese soldiers crowded about them with evident curiosity, the races of the Russian officers were an interesting study. All of them appeared to feel their humiliating position keenly, and though some seemed to be resigned to their situation, others were resentful at being regarded with curiosity.

The men looked to be well fed, but the faces, like the case of the control of the purpose of sale there. The defendants, who were severally engaged in the business of buying such livestock, for the purpose of slaughtering and converting it into fresh meat, entered into an agreement as as

CUTICURA

Soap, Ointment and Pills the World's Greatest Skin Cures.

PRICE THE SET \$1

Complete Treatment for Every **Humour**, from Pimples to Scrofula.

The agonizing itching and burning of the skin, as in eczema; the frightful scaling, as in psoriasis; the loss of hair and crusting of the scalp, as in scalled head; the facial disfigurement, as in pimples and ringworm; the awful suffering of infants and the anxiety of worn-out parents, as in milk crust, tetter, and salt rheum, all demand a remedy of almost superhuman virtues to successfully cope with them. That Cuticura Soap, Ointment, and Pills are such stands proven beyond all doubt. No statement is made regarding them that is not justified by the strongest evidence. The purity and sweetness, the power to afford immediate relief, the certainty of speedy and permanent cure, the ab-solute safety and great economy, have made them the standard skin cures and humour remedies of the civilized

The grandest testimonial that can be offered the Cuticura remedies is their world-wide sale, due to the personal recommendations of those who have used them. From a small beginning in the simplest form, against prejudice and opposition, against monied hosts, countless rivals, and trade indifference, Cuticura remedies have become the greatest curatives of their time, and, in fact, of all time, for nowhere in the history of medicine is to be found another approaching them in popularity and sale. In every clime and with every people they have met with the same reception. The confines of the earth are the only limits to their growth. They have

confines of confines of their grows.

conquered the world. Cuticura Resolvent gin form of Chocolate Coated Pilis, 25c. per vial of them., 50c., Sonp. 25c. Depots. London, 27 Continent, 50c., Sonp. 25c. Depots. London, 27 Continent Sonp. Sonp. 25c. Depots. London, 25c. Depots. London, 25c. Depots. 25c. Depots.

HIS MEMORY VERY BAD

Testimony of a Montana Mining Magnate in a Suit Involving Millions.

Butte. Jan. 9.—An attempt is being made to learn the whereabouts of \$5,570.000 worth of ore alleged to nave been illegally extracted from the Piccolo-Gambetta and West Colusa veins through the workings of the Minnie Healy mine. With this object in view and in is not now an officer of director in the company.

It was stated that 95 per cent of the capital stock of the Minnie Healy company was owned by the United Copper company, and Mr. Heinze said that he owned 2½ per cent of the stock. The 95 per cent of the stock, it was stated, was secured by the United Copper company from a group of men including A. P. Heinze, Stanley Gifford, George H. Robinson, Watgen & Co., George W. Watgen and John Magiunis. Witness Heinze was asked why he did not include his own name in the group, and said his name might be put into it, but that it might not correctly belong there.

It was explained by the Witness that

not correctly belong there.

It was explained by the witness that the organization of the United Copper company had beeen a "complicated arrangement in which a four-part agreement has been figured." The witness was not certain as to whether or not the Minnie Healy company had ever acquired an interest in the Minnie Healy mine.

Up Against the Supreme Court.

(Special to The Herald.)
Washington, Jan. 3.—The supreme court
of the United States rendered a decision
todav in the case of the United States
vs. the United Verde Mining company of
Arizona, of which Senator Clark of Montana is the principal owner, which is
of great importance to mining companies
in the west. the west.

The suit involved the right of minit on panies to use timber from public land or the purpose of roasting ores. Undue act of 1878 permission is given mine companies to cut timber on miner ands for building, mining and other puoses. Under this act the United Very purpose of the pur

BISHOP SPALDING IS SLOWLY RECOVERING

Peoria, Ills., Jan. 2.—The condition of Bishop John L. Spalding continues to improve though slowly. He bassed a quiet night, and when he awoke this morning said that he felt better than, at any time since the stroke of paralysis which attacked him last Friday afterboon. Tonight his physicians gave out the information that the bishop had improved steadily for the past twenty-four hours, and that they were hopeful of the best. His sleep has been natural and not induced by ordates. He is slowly recovering the use of his left arm, but his lower limb is yet entirely useless. The doctors say the bishop is not likely to recover the use of this limb.

A GUARANTEED CURE FOR PILES ney if PAZO OINTMENT fails to

Dr. E. M. Keysor's Method of Filling teeth is painless. 162 Main street, Auerbach building. Telephone 1120 K.

The Greatest Embroidery Sale. Buy whole pieces—4½ yards—for close to price of just one yard. Counters freshened with new lots. Come to-WALKER'S STORE.

LAND OFFICERS

Grand Jury Looking After the Roseburg, Ore., District.

HENEY GETS APPOINTMENT

MAYOR OF ALBANY, ORE., Demurrers of Defendants Over-PLEADED NOT GUILTY.

signed an order suspending from office James H. Booth and Joseph T. Bridges, respectively register and receiver of the United States land office at Roseburg. Ore. The action is on the recommendation of Secretary Hitchcock and was based on a telegram for Assistant United States District Attorney Heney, who alieged that the affairs of the Roseburg office were in bad condition. Special Agent Neuhausen has been ordered to take charge of the Roseburg office Agent Neuhausen has been ordered to take charge of the Roseburg office.

Roseburg Land Office and Officials in

"Suspect" List. Portland, Jan. 9.—Mr. Heney stated this afternoon that the removal of Messrs. Booth and Bridges from the Roseburg land office was made on his recommendation on evidence gathered against the conduct of that office during the past week.

It is now almost certain the dealings of timber land operators in the Roseburg land office district will receive the attention of the federal grand jury the first thing this week. The suspension of the register and receiver of that office and the fact that twelve claims at least have been subjected to investigation leads to the conclusion that this district must come under the ban of the grand jury.

Pleaded Not Guilty. Portland, Jan. 9.—Dr. Davis, mayor of Albany, Ore., indicted for complicity if the land frauds, conspiracy in this state pleaded not guilty this afternoon whe arraigned.

HENEY APPOINTED. Special Prosecutor Becomes U. S. District Attorney.

Portland, Jan. 9.—Judge Charies B. Bellinger of the United States court this fiternoon appointed Francis Joseph Heney United States district attorney for he district of Oregon. This was done with the sanction and approval of Presdent Roosevelt and the object was to remove any objection that might be made to indictments which the federal grand Jury will return at various times liuring its coming session, which starts comorrow.

As the matter stood before the action

tomorrow.

As the matter stood before the action of Judge Bellinger. Mr. Heney was werely assistant United States district attorney, although really in control of the land frauds investigation and prosecution in this state. It was feared that a question, a technical one, might be raised as to the legality of his appearance before the grand jury, hence the

"Never stand before a MIRROR to read your own character: others will do it for you."

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of this year's best styles, at prices you can't possibly afford to turn down. TODAY AND ALL THIS WEEK.

men and private individuals. All

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action of the president and Judge Bellinger.

The work of probing the land frauds of this state will be resumed comprow morning when the grand jury convenes. The announcement of these removals is considered very significant here, and is thought to be the forefunner or several important indictments. For several mounts it has been rumored that the government has had the Roseburg office under examination, and the removal would tend to confirm the rumor.

It is said the government will attempt to connect large lumbering interests located in the southern part of the state with the land frauds cases and that the move made today is the first step in that

MONTANA CASES.

Washington, Jan. 9.—As the result of inestigation and prosecution of land fraudases in Oregon, the president today igned an order suspending from office ames H. Booth and Joseph T. Bridges, espectively register and receiver of the indictments in the cases of the United States against R. M. Cobban, J. B. Catlin and many others, for subornation of perjury and perjury in connection with timber land entries in western Montana, and the accused will now have to come on for trial. There are twelve indictments for subornation of perjury and ninety for perjury. Included in the defendants are many settlers in Powell and Missoula counties who are alleged that the affairs of the Roseburg fice were in bad condition. Special gent Neuhausen has been ordered to ke charge of the Roseburg office.

GRAND JURY AFTER 'EM.

bseburg Land Office and Officials in "Suspect" List. ruled.

FOLK IS GOVERNOR. Inaugural Ceremonies Attended by

Thousands. Thousands.

Jefferson City, Mo., Jan. 9.—Every train arriving today added to the already large crowds of people who had assembled from various parts to attend the maugural of Joseph W. Folk as governor of Missouri. Previous to the inauguration ceremonies. Mr. and Mrs. Folk were guests of honor at a breakfast given at the gubernatorial mansion by outgoing Governor Dockery. Mr and Mrs. William J. Bryan and thirty other guests, among them prominent Democrats and their wives, were present.

Promptly at noon Mr. Folk was maugurated governor of Missouri. The ceremonies took place in the house of representatives, which had been appropriately decorated.

MRS. MARCUM GETS DAMAGES. Winchester, Ky., Jan. 9.—The jury in he case of Mrs. Abrelia Marcum, who sued ex-Judge Hargis, ex-State Senator

Wednesday Matinee at 3.

Tonight & Tomorrow Night

KANE, SHIPMAN & COLVIN, NEW YORK THEATRE, N. Y., PRESENT FLORENCE GALE

AND COMPANY

in the Comedy of "AS YOU LIKE IT"

By William Shakespeare.

Airs and English Glees By the WOODLAND QUARTETTE. SUMPTUOUS SCENIC PRODUCTION.

Prices, 25c to \$1.50; matinee, 25c to \$1.00. EDNA WALLACE HOPPER. Prices, 25c to \$1.50. Sale Today.

PRICES: Night, 25c, TONIGHT AND TOMORROW NIGHT,

FRANK JAMES in the Intensely Sen-

"THE FATAL SCAR" A Story of Great Heart Interest. Next Attraction: "FOR MOTHER'S

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Price Purely Vegetable. Surature

Throw your old

clock away and

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Correct Time.

Very small and as easy to take as sugar.

PRICES REDUCED

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ments; 250 rooms, single and en suite; 23

Shoes for Boys and Girls

Standard makes in kidskin, box calf and patent coltskin uppers. All solid, heavy and light weight soles; blucher and lace All sizes: Girls' up to 2; boys'

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GARDNER DAILY STORE NEWS

The Welcome News

Of this Astonishing Money-Saving Event is spreading with a rapidity that bespeaks the popularity of its offerings. 3. 3. 3.

HE CALL IS SOUNDED! The Greatest Sale we have ever had is on in full force, and those who know the real worth of Gardner Clothes are hastening here to profit by our house-cleaning time sacrifices. 'Tis for you to come and do likewise, for your own sake and not ours, for the prices that hold sway mean much to you and nothing to us save the mere satisfaction of clearing this season's stock while the season is on. ve ve Overcoats, Suits, Shirts, Underwear, Sweaters, Hats, Suspenders, Ties, House Coats and Bath Robes for Men and Suits and Overcoats for Boys and Youths, in vast varieties

DAILY

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NEWS

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There's no nicer way to break the resolution of a week ago than to purchase a dozen minia ture tenth pint bottles of Old Crow, bottled in bond. By the dozen, \$1.75.

RIEGER & LINDLEY, "The Whiskey Merchants."

gagement rings now. Let us solve your problem.



.REASONABLE PRICES.



Must have a vision of impending trott ble when he declares himself in favor f reform. We fully realize the weight of our declarations and the dependent placed upon our guarantee by our patrons. Any special offering we make in the way of furnishing high-grade clothing at little prices will never go to protest or suffer discount from their POULTON, MADSEN, OWEN & CO., 111-113 Main Street. "Where the clothes fit."

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A positive and permanent cure for drunkenness and the opium diseases. There is no publicity, no sickness. Ladies treated as privately as at their own homes. The Keeley Institute, 324 W. So. Temple, Salt Lake City, Utah.

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